HON'BLE SRI JUSTICE P.S. NARAYANA

WRIT PETITION No.15422 of 2006

Date: 25-07-2006

Between :

T.K. Naresh

… Petitioner/s

and

The Commissioner,
Municipal Corporation of Hyderabad,
Town Planning Section,
Secunderabad Division.

…Respondent/s

HON'BLE SRI JUSTICE P.S. NARAYANA

WRIT PETITION No.15422 of 2006

O R D E R :

Heard learned counsel.

The writ petition is filed for a Writ of Mandamus declaring the impugned notice issued by the respondent in Lr.No.0692/CSC/TP7/2004, dated 20-07-2004 under Section 636 of the Hyderabad Municipal Corporation Act, 1955, served on the petitioner on 24-7-2006 at 6-00 PM as illegal, arbitrary, violative of Articles 14 and 300-A of the Constitution of India and pass such other suitable orders.

It appears from the notice impugned, straight away a notice for removal of deviations against the sanctioned plan had been issued without affording any opportunity to the petitioner. In view of the same, the impugned order be treated as show cause notice and opportunity be given to the petitioner to file objections within a period of two weeks and the respondent is directed to consider the objections and take appropriate decision in this regard, within a period of four weeks thereafter and till then, not to carryon any demolition activity.

With the above directions, the writ petition is disposed of. No order as to costs.

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P.S.NARAYANA, J

25-07-2006.

NOTE: Operative portion by wire
at party's cost.
(B/O)
Msr.

HON'BLE SRI JUSTICE P.S. NARAYANA

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25-07-2006

(Msr)